

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

JAMES CYRUS GILBERT III,

Plaintiff,

v.

DOUGLAS J. MACGINNITIE,  
in his individual and official capacity as  
Commissioner of the Georgia Department of Revenue,  
Defendant.

Civil Action File  
No. 1:13cv110-ODE

**CONSENT MOTION FOR EXTENSION OF TIME  
TO RESPOND TO PARTIAL MOTION TO DISMISS**

Plaintiff moves, and Defendant consents, to a thirty (30) day extension of time (June 20, 2013) to file a response to Defendants' Partial Motion to Dismiss and to give the parties an additional window to attempt to finalize a resolution of this case.

Respectfully submitted this 15th day of May, 2013.

/s Cynthia Counts

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Cynthia L. Counts  
Georgia Bar No. 190280

Counts Law Group  
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/s Gerald Weber

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Gerald Weber  
Georgia Bar No. 744878

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Post Office Box 5391  
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Phone: (404) 522-0507

Consented to by:  
s/Cristina Correia  
CRISTINA CORREIA  
Georgia Bar No. 188620  
Assistant Attorney General  
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No. 1:13cv110-ODE

**CERTIFICATE OF SERVICE**

Plaintiff hereby serves via the electronic filing system a copy of the Consent Motion for extension of time upon:

CRISTINA CORREIA  
Assistant Attorney General  
40 Capitol Square, S.W.  
Atlanta, GA 30334-1300  
[ccorreia@law.ga.gov](mailto:ccorreia@law.ga.gov)

DATED: This the 15<sup>th</sup> day of April, 2013

/s Gerald Weber

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Gerald Weber  
Georgia Bar No. 744878